

House File 202 - Introduced

HOUSE FILE _____
BY FORD

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to fundraising activities conducted for a group
2 or organization of public officials or public employees and
3 making penalties applicable.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 2046HH 82
6 rn/gg/14

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1 1 Section 1. NEW SECTION. 68B.2C FUNDRAISING ACTIVITIES.
1 2 An official, state employee, legislative employee, or
1 3 member of the general assembly shall not use or permit the use
1 4 of state property, facilities, equipment, supplies, or time
1 5 for the purpose of fundraising or assisting the fundraising
1 6 for an association or organization that is not an agency when
1 7 one of the primary purposes of the association or organization
1 8 is to raise funds for the benefit of a specific group or
1 9 organization of public officials or public employees.
1 10 Sec. 2. NEW SECTION. 476.58 TELEMARKETING DISCLOSURE
1 11 REQUIREMENTS.
1 12 1. A nonprofit organization conducting fundraising by
1 13 telephone on behalf of or for the purpose of raising money for
1 14 a specific group or organization of public officials or public
1 15 employees shall disclose all of the following in each
1 16 fundraising telephone call made:
1 17 a. The name of the nonprofit organization conducting the
1 18 fundraising.
1 19 b. The name of the group or organization of public
1 20 officials or public employees benefiting from the fundraising.
1 21 c. The amount or percentage of each donation that will
1 22 directly support the group or organization of public officials
1 23 or public employees.
1 24 2. A violation of this section is an unlawful practice
1 25 under section 714.16, subsection 2, paragraph "a".

EXPLANATION

1 27 This bill relates to conducting fundraising activities for
1 28 a group or organization of public officials or public
1 29 employees. The bill restricts public officials, state
1 30 employees, legislative employees, and members of the general
1 31 assembly from using state property and facilities for the
1 32 purpose of fundraising or assisting with the fundraising for a
1 33 group or organization of public officials or public employees.
1 34 The bill requires nonprofit organizations to make certain
1 35 disclosures when conducting fundraising by telephone on behalf
2 1 of a specific group or organization of public officials or
2 2 public employees. A violation of the disclosure requirements
2 3 is an unlawful practice under Code section 714.16, subsection
2 4 2, paragraph "a", which provides that the act of deception,
2 5 fraud, false promise, or the misrepresentation, concealment,
2 6 suppression, or omission of a material fact with the intent to
2 7 induce the reliance of others is an unlawful practice and is
2 8 subject to civil enforcement by the attorney general, who may
2 9 seek and obtain civil remedies, including equitable relief and
2 10 a civil penalty up to \$40,000.
2 11 LSB 2046HH 82
2 12 rn:nh/gg/14